

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT
IN CLERKS OFFICE

District of

Serono, Inc. and
Industria Farmaceutica Serono SpA

2004 MAY 26 P 12:33

V.

U.S. DISTRICT COURT CIVIL CASE
DISTRICT OF MASS.

Ferring Pharmaceuticals, Inc.

CASE NUMBER:

TO: (Name and address of Defendant)

Ferring Pharmaceuticals, Inc.
400 Rella Boulevard
Suffern, NY 10901

1:04 CV 10305 MLW

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Fred A. Kelly, Jr., Esq
Nixon Peabody LLP
100 Summer Street
Boston, MA 02110
Tel: 617-345-1000

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.



CLERK

DATE

2-13-04

(By) DEPUTY CLERK

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RETURN OF SERVICE

Service of the Summons and complaint was made by me ⁽¹⁾	DATE May 17, 2004 @ 5:10 pm
NAME OF SERVER (PRINT) Ronald J. MARSICO	TITLE Process Server - Investigator
Check one box below to indicate appropriate method of service	
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____	
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____	
<input type="checkbox"/> Returned unexecuted: _____ _____	
<input checked="" type="checkbox"/> Other (specify): Served the Corporation by serving Terence McMorlow VP FINANCE	

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL
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DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 5-19-04
Date


Signature of Server

75 N. Middletown Rd
Address of Server
Nanuet, N.Y. 10954

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.